

Message Text

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ACTION EB-08

INFO OCT-01 EUR-12 ISO-00 ACDA-12 AGRE-00 AID-05
CEA-01 CEQ-01 CG-00 CIAE-00 COME-00 DLOS-09
DODE-00 DOTE-00 EPA-04 SOE-02 DOE-11 FMC-02
TRSE-00 H-02 INR-10 INT-05 IO-14 JUSE-00 L-03
NSAE-00 NSC-05 NSF-02 OES-07 OMB-01 PA-02 PM-05
SP-02 SS-15 USIA-15 /156 W
-----065311 011628Z /42

R 281825Z FEB 78
FM AMEMBASSY LONDON
TO SECSTATE WASHDC 3641
INFO AMEMBASSY COPENHAGEN
AMEMBASSY OSLO
AMEMBASSY STOCKHOLM

UNCLAS LONDON 03280

DEPT PASS DEPT OF TRANSPORTATION FOR PAUL LARSON & USCG

E.O. 11652: N/A
TAGS: EWWT, UK, LOS
SUBJECT: U.S. DEEPWATER PORTS

REF: (A) 77 STATE 245387; (B) 77 STATE 243068

1. EMBASSY SENT NOTE CONVEYED REFTEL B TO U.K. ON OCTOBER 11, 1977. U.K. FOREIGN AND COMMONWEALTH OFFICE (FCO) CALLED IN EMBASSY SHIPPING ATTACHE ON FEBRUARY 27 AND, FOLLOWING PROCEDURE SUGGESTED REFTEL A, HANDED HIM THE LETTER REPLY GIVEN BELOW. FCO OFFICIAL, ALLEN RAMSAY, EXPLAINED THAT LETTER, WHICH PROPOSES AN AGREEMENT ON U.S. JURISDICTION OVER U.K. VESSELS USING LOUISIANA OFFSHORE OIL PORT (LOOP), REFLECTS VIEWS OF DANISH, NORWEGIAN AND SWEDISH GOVERNMENTS WITH WHOM U.K. CONSULTED AND THAT A COPY OF THE LETTER IS BEING GIVEN TO THEM IN THEIR CAPITALS. A COPY OF THE LETTER
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HAS ALSO BEEN PASSED TO THE BRITISH EMBASSY IN WASHINGTON.

2. TEXT OF THE LETTER DATED 27 FEBRUARY 1978 IS AS FOLLOWS:
QUOTE I HAVE THE HONOUR TO REFER TO THE DISCUSSIONS WHICH HAVE TAKEN PLACE BETWEEN REPRESENTATIVES OF THE

GOVERNMENT OF THE UNITED STATES OF AMERICA AND OF THE GOVERNMENT OF THE UNITED KINGDOM OF GREAT BRITAIN AND NORTHERN IRELAND IN CONNECTION WITH THE ESTABLISHMENT OF THE LOUISIANA OFFSHORE OIL PORT (LOOP) AND TO PROPOSE AN AGREEMENT IN THE FOLLOWING TERMS FOR THE AVOIDANCE OF ANY DIFFICULTIES WHICH MIGHT ARISE BETWEEN THEM IN CONNECTION WITH THE APPLICATION OF THE UNITED STATES DEEPWATER PORTS ACT OF 1974:

(1) WITHOUT PREJUDICE TO THEIR VIEWS CONCERNING THE RULES OF INTERNATIONAL LAW APPLICABLE IN THE MATTER, THE GOVERNMENT OF THE UNITED KINGDOM AGREE THAT THEY WILL RAISE NO OBJECTION TO VESSELS REGISTERED IN OR FLYING THE FLAG OF THE UNITED KINGDOM AND THEIR PERSONNEL UTILISING THE LOUISIANA OFFSHORE OIL PORT (LOOP), WHILE THEY ARE LOCATED WITHIN THE ZONES ESTABLISHED IN RESPECT OF LOOP UNDER THE DEEPWATER PORTS ACT 1974 AND INTERNATIONAL LAW, BEING SUBJECT TO THE JURISDICTION OF THE UNITED STATES AND THE CONCURRENT JURISDICTION OF THE UNITED KINGDOM.

(2) IT IS THE UNDERSTANDING OF THE GOVERNMENT OF THE UNITED KINGDOM OF GREAT BRITAIN AND NORTHERN IRELAND AND OF THE GOVERNMENT OF THE UNITED STATES OF AMERICA THAT THIS AGREEMENT SHALL NOT APPLY TO VESSELS MERELY PASSING THROUGH THE SAFETY ZONES OF THE LOUISIANA OFFSHORE OIL PORT (LOOP) WITHOUT CALLING AT THE PORT.
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(3) IN ACCORDANCE WITH THE UNDERSTANDING REACHED DURING THE ABOVE DISCUSSIONS, IT IS RECOGNISED THAT NOTHING IN THIS AGREEMENT SHALL PRECLUDE THE GOVERNMENT OF THE UNITED KINGDOM FROM INVOKING ANY REMEDY AVAILABLE TO THEM OR RAISING ANY OBJECTION IN RESPECT OF THE ENACTMENT OR APPLICATION OF UNITED STATES LAW. IN THESE CASES THE GOVERNMENT OF THE UNITED KINGDOM RESERVE THEIR RIGHT TO TAKE SUCH ACTION AS IS APPROPRIATE AND CONSISTENT WITH INTERNATIONAL LAW OR COMITY, OR PURSUANT TO THE RELEVANT DECISIONS OF INTERNATIONAL ORGANISATIONS BINDING ON BOTH PARTIES.

IF THE FOREGOING IS ACCEPTABLE TO YOUR GOVERNMENT, I HAVE THE HONOUR TO PROPOSE THAT THIS NOTE, TOGETHER WITH YOUR REPLY IN THAT SENSE, SHALL CONSTITUTE AN AGREEMENT BETWEEN OUR TWO GOVERNMENTS, WHICH SHALL ENTER INTO FORCE ON THE DATE OF YOUR REPLY AND SHALL REMAIN IN FORCE UNTIL TERMINATED BY WRITTEN NOTICE FROM EITHER GOVERNMENT TO THE OTHER. END QUOTE

BREWSTER

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NNN

Message Attributes

Automatic Decaptioning: X
Capture Date: 01 jan 1994
Channel Indicators: n/a
Current Classification: UNCLASSIFIED
Concepts: AGREEMENTS, PORTS, PORT FACILITIES
Control Number: n/a
Copy: SINGLE
Draft Date: 28 feb 1978
Decaption Date: 01 jan 1960
Decaption Note:
Disposition Action: n/a
Disposition Approved on Date:
Disposition Case Number: n/a
Disposition Comment:
Disposition Date: 01 jan 1960
Disposition Event:
Disposition History: n/a
Disposition Reason:
Disposition Remarks:
Document Number: 1978LONDON03280
Document Source: CORE
Document Unique ID: 00
Drafter: n/a
Enclosure: n/a
Executive Order: N/A
Errors: N/A
Expiration:
Film Number: D780093-1305
Format: TEL
From: LONDON
Handling Restrictions: n/a
Image Path:
ISecure: 1
Legacy Key: link1978/newtext/t1978024/aaaaadbi.tel
Line Count: 116
Litigation Code IDs:
Litigation Codes:
Litigation History:
Locator: TEXT ON-LINE, ON MICROFILM
Message ID: e9dca2d4-c288-dd11-92da-001cc4696bcc
Office: ACTION EB
Original Classification: UNCLASSIFIED
Original Handling Restrictions: n/a
Original Previous Classification: n/a
Original Previous Handling Restrictions: n/a
Page Count: 3
Previous Channel Indicators: n/a
Previous Classification: n/a
Previous Handling Restrictions: n/a
Reference: 77 STATE 245387, 77 STATE 243068
Retention: 0
Review Action: RELEASED, APPROVED
Review Content Flags:
Review Date: 29 mar 2005
Review Event:
Review Exemptions: n/a
Review Media Identifier:
Review Release Date: N/A
Review Release Event: n/a
Review Transfer Date:
Review Withdrawn Fields: n/a
SAS ID: 3556737
Secure: OPEN
Status: NATIVE
Subject: U.S. DEEPWATER PORTS
TAGS: EWWT, PLOS, UK, US
To: STATE
Type: TE
vdkgvwkey: odbc://SAS/SAS.dbo.SAS_Docs/e9dca2d4-c288-dd11-92da-001cc4696bcc
Review Markings:
Sheryl P. Walter
Declassified/Released
US Department of State
EO Systematic Review
20 Mar 2014
Markings: Sheryl P. Walter Declassified/Released US Department of State EO Systematic Review 20 Mar 2014